

**James B. Hibert
Case List:**

COMMERCIAL REAL ESTATE

1. **Marriage of Mark Jen v. Fatima Satya. Los Angeles Superior Court, Case No. YD047109**
 - a. Principal Issue—Impact of Guarantor on loan approval
 - b. Defendant
 - c. Deposition Testimony

2. **Alpert Family Trust v. Heritage Oaks Bank. Superior Court of California, County of San Luis Obispo, Case No. CV 098220**
 - a. Principal Issue—Bank’s and Regulatory Policies and Procedures
 - b. Plaintiff
 - c. Deposition Testimony

3. **NC Queen, Inc and Won Ki Kim v. National Bank of California. Superior Court of the State of California for the County of Los Angeles Case No. BC 499651**
 - a. Principal Issue—Standard of Care
 - b. Plaintiff

4. **San Diego Credit Union v. Carlton Roark and North Island Financial Credit Union, Case No. 37-2011-00100322-CU-DF-CTL for the County of San Diego, Superior Court of the State of California**
 - a. Principal Issue—Customs and Practices
 - b. Defendant
 - c. Deposition Testimony

5. **Tomato Bank v. Kathryn Reece, Superior Court of the State of California, County of Los Angeles, Central Division Case No. BC452315**
 - a. Principal Issue—Underwriting, Servicing and Liquidation
 - b. Plaintiff

6. **Farmer Boys Produce Markets Inc., James and Arlene Agalos, Claimant v. Wells Fargo Bank National Association, Respondent. Case No. 01-14-0001-4915, American Arbitration Association.**
 - a. Principal Issue—Interest Rates
 - b. Claimant
 - c. Arbitration Testimony

7. **Patrick Kealy v. Ford Motor Credit Company, LLC. Superior Court of the State of California, County of Los Angeles Case No. BC497696**
 - a. Principal Issue—Credit Scoring Impact on Lending
 - b. Plaintiff
 - c. Deposition Testimony

8. *Southeast Properties, LLC v. Moise Tishbi. Superior Court of the State of California for the County of Los Angeles – West District Case No. SC122154*
 - a. Principal Issue—Customs and Practices
 - b. Plaintiff
 - c. Deposition Testimony

HARD MONEY LENDING

1. *Vogt, et al v. All California Mortgage, Inc., et al. Contra Costa Superior Court Case No. C10-01313*
 - a. Principal Issue—Cross Collateral
 - b. Defendant
2. *Covington, et al v. All California Mortgage, Inc. et al. Contra Costa Superior Court Case No. MSC10-00539*
 - a. Principal Issue—Interest Rates
 - b. Defendant
3. *George Fiegl v. Van Buren Estates, et al. Superior Court of California Indio Division Case No. INC 1204442*
 - a. Principal Issue—Broker Qualifications and Fiduciary Responsibility
 - b. Plaintiff
 - c. Deposition Testimony
 - d. Trial Testimony
4. *David Stebbins v. Pacific Horizon Financial, Inc., Case No. 01-15-0003-2054, American Arbitration Association*
 - a. Principal Issue—Interest Rates
 - b. Claimant
 - c. Deposition Testimony
 - d. Arbitration Testimony
5. *Selby Corporation v. Edward Selby, et. al. Superior Court for the State of California, County of Ventura Case No. 56-2014-00461712-CU-BT-VTA*
 - a. Principal Issue—Interest Rates and Loan Availability
 - b. Defendant
6. *R2R Capital v. Partners Capital 101, LLC., County of San Diego Superior Court Case No. 37-2015-00002346-CU-OR-CTL*
 - a. Principal Issue—Customs and Practices
 - b. Defendant

CONSTRUCTION FINANCE

1. *Victor Solano and Sandra Moreno Solano v. MidCountry Bank, et al.*
 - a. *Superior Court of California, County of San Diego Case No. 07-2010-00091648-CU-BC-CTL*
 - b. Principal Issue—Predatory Lending
 - c. Plaintiff
 - d. Deposition Testimony

2. **California Business Bank v. Kenmore Villas, LLC. BC 412112 Superior Court of Los Angeles County, Court of Appeal Case No. B233593**
 - a. Principal Issue—Standard of Care and Loan Administration
 - b. Defendant
 - c. Deposition Testimony
 - d. Trial Testimony
3. **Danny Ho v. Eva Neumann, ET AL. Superior Court for the State of California, for the County of Los Angeles. Case No. BC 449777**
 - a. Principal Issue—Interest Rates and Loan Availability
 - b. Plaintiff
 - c. Trial Testimony
4. **Lake Point Tower Renaissance Plaza LLC v. United Central Bank. United States District Court for the Northern District of Illinois Case No. 12-cv-07575**
 - a. Principal Issue—Customs and Practices
 - b. Defendant
5. **Kamran Banayan v. Onewest Bank, F.S.B., et al. Superior Court of California, County of San Diego Case No. 37-2010-00105791**
 - a. Principal Issue—Standard of Care and Administration
 - b. Plaintiff

SBA LENDING

1. **Morrissey Construction Company v. Farmers and Merchants Bank. Riverside Superior Court, Case No. RIC517405**
 - a. Principal Issue—Construction Financing/Fund Control
 - b. Defendant
 - c. Deposition Testimony
2. **First Foundation Bank v. William J. Smith, Jr. an individual, Wheelie's Convenience Market, Inc., a California Corporation Superior Court of California County of Riverside, Blythe Case No. BLC 1400064**
 - a. Principal Issue—Lender Liability
 - b. Defendant
3. **Fiber-Tech Manufacturing, Inc. v. Fiber-Tech Engineering et al. Superior Court of the State of California County of San Diego Case No. 37-2013-00059766-CU-BT-CTL**
 - a. Principal Issue—7A Loan Liquidation
 - b. Defendant
4. **Sheryl Briggs, et al., v. Alterra Bank, et al. Circuit Court of Jackson County, Missouri at Kansas City, Case No. 1516-CV06122 Div 1**
 - a. Principal Issue—Loan Underwriting and Servicing
 - b. Plaintiff
5. **Real Estate Acquisition Leaders, Inc., v. Union Bank of California, Case No. BC489711, Superior Court of the State of California for the County of Los Angeles**
 - a. Principal Issue—Underwriting and Standard of Care
 - b. Defendant

6. **Cynthia Espino v. John Mahon, ET AL. Superior Court for the State of California, for the County of Ventura. Case No. 56-2013-00430924-CU-BT-VTA**
 - a. Principal Issue—SBA SOP, Customs and Practices
 - b. Plaintiff
 - c. Deposition Testimony

7. **Barry McCown and Chula Vista Physicians Group, v. California Bank & Trust. Superior Court of the State of California, for the County of San Diego, Central Division. Case No. 37-2013-00065072-CU-BC-CTL**
 - a. Principal Issue—Lender Liability, SBA Lending Standard of Care
 - b. Plaintiff

8. **Community Valley Bank v. Elian (Lee Morcus, LMLQ Property LLC, LMLQ Restaurant, LLC, Trust of Elias Morcus**
 - a. Principal Issue—Standard of Care, Underwriting and Administration
 - b. Plaintiff

9. **Richard Meruelo et al. v. East West Bank. Superior Court of California for the County of Los Angeles – Central District Case No. BC593089**
 - a. Principal Issue—7A Loan Liquidation
 - b. Plaintiff

COMMERCIAL BROKERAGE

1. **Robert D. Voit, et al. v. Brian K. Malliet, et al. Superior Court of the State of California for the County of Orange, O.C.S.C 30-2013-00652567**
 - a. Principal Issue—Brokerage Customs and Practices
 - b. Plaintiff and Cross Defendant
 - c. Deposition Testimony
 - d. Trial Testimony

2. **CALIFORNIA FURNISHING INC., dba SOFA OUTLET v DUBU INC. Case #: KGK15-010 Redwood City, CA**
 - a. Principal Issue—Real Estate Valuation
 - b. Claimant

3. **Lauren Smith-Hams Dressler v. Crown Acquisitions, Inc. et al. In the United States District Court for the Northern District of California San Francisco Division Case No. 15-5330-VC**
 - a. Principal Issue—Asset Valuation, Acquisition and Disposition
 - b. Plaintiff

BANKING CUSTOMS AND PRACTICES

1. **Bank of America, NA v. Nationwide Title Clearing, Inc. Superior Court for the State of California, for the County of Los Angeles. Case No. BC 496763**
 - a. Principal Issue—Mortgage Servicing
 - b. Defendant

2. **A Pacific Holding LLC v. Bank of New York Mellon, et. al. Superior Court of the State of California for the County of San Diego Case No. 37-2014-00043175-CU-OR-CTL**
 - a. Principal Issue—Mortgage Servicing
 - b. Plaintiff

3. **Wells Fargo v. Adel Afkarian. Superior Court of the State of California for the County of San Diego Case No. 37-2013-00075037-CU-OR-CTL**
 - a. Principal Issue—Mortgage Servicing
 - b. Defendant

4. **Halliday v. Duetsche Bank. Superior Court of the State of California for the County of Contra Costa Case No. MSC14-01992**
 - a. Principal Issue—Mortgage Servicing
 - b. Plaintiff